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DECLARATION — Utility or Design Patent ApplicationDirect all correspondence to: ☐ Customer Number or Bar Code Label OR ☒ Correspondence address below**David B. Cochran, Esq.**
Name**JONES DAY**
Address **North Point, 901 Lakeside Avenue****Cleveland** **Ohio** **44114-1190**
City State ZIP**USA** **(216) 586-3939** **(216) 579-0212**
Country Telephone Fax

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

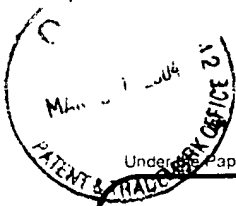
NAME OF SOLE OR FIRST INVENTOR : ☐ A petition has been filed for this unsigned inventor**Larry E.**
Given Name
(first and middle [if any])**HAWKER**
Family Name
or SurnameInventor's
Signature

Date

Waterloo **Ontario** **CANADA** **Canadian**
Residence: City State Country Citizenship**295 Phillip Street**
Mailing Address**Waterloo** **Ontario** **N2L 3W8** **CANADA**
City State ZIP Country**NAME OF SECOND INVENTOR:** ☐ A petition has been filed for this unsigned inventor**Timothy H.**
Given Name
(first and middle [if any])**KYOWSKI**
Family Name
or SurnameInventor's
Signature

Date

Brantford **Ontario** **CANADA** **Canadian**
Residence: City State Country Citizenship**295 Phillip Street**
Mailing Address**Waterloo** **Ontario** **N2L 3W8** **CANADA**
City State ZIP Country☒ Additional inventors are being named on the 1 supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto.



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PTO/SB/01 (03-01)

Approved for use through 10/31/2002. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

**DECLARATION FOR UTILITY OR
DESIGN
PATENT APPLICATION
(37 CFR 1.63)**

☐ Declaration Submitted with Initial Filing OR ☒ Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16 (e)) required)

Attorney Docket Number 555255012611
First Named Inventor HAWKER, Larry et al.

COMPLETE IF KNOWN

Application Number 10 / 695,137
Filing Date 28 October 2003
Group Art Unit
Examiner Name

As a below named inventor, I hereby declare that:

My residence, mailing address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**SYSTEM AND METHOD OF ACOUSTICALLY SAFE AUTOMATIC HANDSFREE VOLUME
ADJUSTMENT**

(Title of the Invention)

the specification of which

☐ is attached hereto

OR

☒ was filed on (MM/DD/YYYY) 10/28/2003 as United States Application Number or PCT International

Application Number 10/695,137 and was amended on (MM/DD/YYYY) (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				YES	NO
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

[Page 1 of 2]

Burden Hour Statement: This form is estimated to take 21 minutes to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

BEST AVAILABLE COPY

DECLARATION — Utility or Design Patent Application

Direct all correspondence to: <input type="checkbox"/>		Customer Number or Bar Code Label	<input type="checkbox"/>		OR <input checked="" type="checkbox"/>	Correspondence address below	
David B. Cochran, Esq. Name							
JONES DAY Address North Point, 901 Lakeside Avenue							
Cleveland City				Ohio State		44114-1190 ZIP	
USA Country			(216) 586-3939 Telephone			(216) 579-0212 Fax	
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.							
NAME OF SOLE OR FIRST INVENTOR :				<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name Larry E. (first and middle [if any])				Family Name HAWKER or Surname			
Inventor's Signature						Date	
Residence: City Waterloo			State Ontario		Country CANADA		Citizenship Canadian
295 Phillip Street Mailing Address							
City Waterloo			State Ontario		ZIP N2L 3W8		Country CANADA
NAME OF SECOND INVENTOR:				<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name Timothy H. (first and middle [if any])				Family Name KYOWSKI or Surname			
Inventor's Signature						Date	
Residence: City Brantford			State Ontario		Country CANADA		Citizenship Canadian
295 Phillip Street Mailing Address							
City Waterloo			State Ontario		ZIP N2L 3W8		Country CANADA
<input checked="" type="checkbox"/> Additional inventors are being named on the <u>1</u> supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto.							

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Name**JONES DAY**
Address **North Point, 901 Lakeside Avenue****Cleveland** **Ohio** **44114-1190**
City State ZIP**USA** **(216) 586-3939** **(216) 579-0212**
Country Telephone Fax

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NAME OF SOLE OR FIRST INVENTOR : ☐ A petition has been filed for this unsigned inventor**Larry E.**
Given Name
(first and middle [if any])**HAWKER**
Family Name
or SurnameInventor's
SignatureDate **NOV 24/03****Waterloo** **Ontario** **CANADA** **Canadian**
Residence: City State Country Citizenship**295 Phillip Street**
Mailing Address**Waterloo** **Ontario** **N2L 3W8** **CANADA**
City State ZIP Country**NAME OF SECOND INVENTOR:** ☐ A petition has been filed for this unsigned inventor**Timothy H.**
Given Name
(first and middle [if any])**KYOWSKI**
Family Name
or SurnameInventor's
Signature

Date

Brantford **Ontario** **CANADA** **Canadian**
Residence: City State Country Citizenship**295 Phillip Street**
Mailing Address**Waterloo** **Ontario** **N2L 3W8** **CANADA**
City State ZIP Country☒ Additional inventors are being named on the 1 supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto.



PTO/SB/02A (10-00)

Approved for use through 10/31/2002. OMB 0651-0032

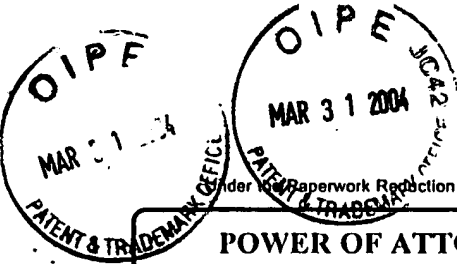
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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DECLARATION**ADDITIONAL INVENTOR(S)**
Supplemental Sheet
Page 3 of 3

Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name Dan J.A.		Family Name or Surname TOEWS	
Inventor's Signature <i>Dan J A Toews</i>		Date Nov 27 03	
Residence: City Nepean	Ontario State	Canada Country	Canadian Citizenship
Mailing Address 295 Phillip Street			
Mailing Address			
City Waterloo	Ontario State	ZIP N2L 3W8	CANADA Country
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name		Family Name or Surname	
Inventor's Signature		Date	
Residence: City	State	Country	Citizenship
Mailing Address			
Mailing Address			
City	State	ZIP	Country
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name		Family Name or Surname	
Inventor's Signature		Date	
Residence: City	State	Country	Citizenship
Mailing Address			
Mailing Address			
City	State	ZIP	Country

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POWER OF ATTORNEY TO PROSECUTE APPLICATIONS BEFORE THE USPTO

I hereby appoint:

☒ Practitioners associated with the Customer Number:

24325

OR

☐ Practitioner(s) named below (if more than ten patent practitioners are to be named, then a customer number must be used):

Name	Registration Number

as attorney(s) or agent(s) to represent the undersigned before the United States Patent and Trademark Office (USPTO) in connection with any and all patent applications assigned only to the undersigned according to the USPTO assignment records or assignment documents attached to this form in accordance with 37 CFR 3.73(b).

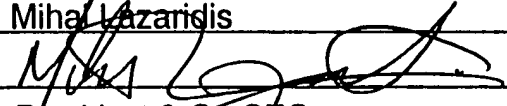
Assignee Name and Address:

Research In Motion Limited
295 Phillip Street
Waterloo, Ontario, Canada N2L 3W8

A copy of this form, together with a statement under 37 CFR 3.73(b) (Form PTO/SB/96 or equivalent) is required to be filed in each application in which this form is used. The statement under 37 CFR 3.73(b) may be completed by one of the practitioners appointed in this form if the appointed practitioner is authorized to act on behalf of the assignee, and must identify the application in which this Power of Attorney is to be filed.

SIGNATURE of Assignee of Record

The individual whose signature and title is supplied below is authorized to act on behalf of the assignee

Name	Mihail Lazaridis	Date	JAN 16, 2004
Signature		Telephone	519-888-7465
Title	President & Co-CEO		

This collection of information is required by 37 CFR 1.31 and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



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STATEMENT UNDER 37 CFR 3.73(b)Applicant/Patent Owner: Larry E. Hawker; Timothy H. Kyowski; Dan J.A. ToewsApplication No./Patent No.: 10/695,137 Filed/Issue Date: 10/28/2003Entitled: SYSTEM AND METHOD OF ACOUSTICALLY SAFE AUTOMATIC HANDSFREE VOLUME ADJUSTMENTResearch In Motion Limited, a corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or2. ☐ an assignee of less than the entire right, title and interest.The extent (by percentage) of its ownership interest is _____ %
in the patent application/patent identified above by virtue of either:A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

OR

B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: _____ To: _____

The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

2. From: _____ To: _____

The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

3. From: _____ To: _____

The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.☐ Additional documents in the chain of title are listed on a supplemental sheet.☐ Copies of assignments or other documents in the chain of title are attached.

(NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

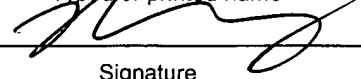
The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

March 29, 2004
Date216-586-3939

Telephone number

Paul E. Franz

Typed or printed name


SignatureAttorney (Agent) for Assignee

Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

ASSIGNMENT

WHEREAS, new and useful improvements have been made by the undersigned in
SYSTEM AND METHOD OF ACOUSTICALLY SAFE AUTOMATIC HANDSFREE
VOLUME ADJUSTMENT

and are the subject of a patent application prepared for filing with the United States Patent and Trademark Office attached hereto, and executed by the undersigned on the dates indicated below in the appropriate spaces to the left of the signatures of the undersigned, which application is further identified as Jones Day Docket No. 555255012611.

WHEREAS, RESEARCH IN MOTION LIMITED, a corporation organized under the laws of the Province of Ontario, CANADA, having a place of business at 295 Phillip Street, Waterloo, Ontario, CANADA, N2L 3W8, hereinafter referred to as "assignee", is desirous of acquiring all right, title, and interest throughout the world in, to, and under said improvements and inventions and patent rights therefor.

NOW, THEREFORE, be it known that, for valuable consideration, the receipt and sufficiency of which are hereby acknowledged, all right, title, and interest, in the United States and throughout the world, in, to and under said improvements and inventions and all patents, patent applications, patent rights, and inventor's certificates thereof, therefor, and therein, including without limitation said application for patent in the United States, all divisions and continuations thereof, all patents which may be granted thereon, all reissues and extensions thereof, all right to sue for past infringement thereunder, all patents which may be granted for said improvements and inventions by states or nations other than the United States, or by other authority, entity, or organization, and all applications therefor, have been and are hereby sold, assigned, transferred, and delivered unto assignee, its successors and assigns; and it is covenanted and agreed by the undersigned, and for executors, administrators, and legal representatives of the undersigned, that at assignee's request any and all applications, affidavits, assignments, and other instruments will be made, executed, and delivered as may be necessary, or desirable to secure for or vest in assignee, its successors or assigns, any improvement, inventions, right, title, interest, application, patent, patent right or other right or property covered by this assignment, and the United States Commissioner of Patents and Trademarks is hereby requested and authorized to issue any and all United States patents granted on any of said applications to assignee as owner of the entire right, title, and interest in, to, and under the same, and appropriately empowered officials of foreign countries are hereby authorized to issue any letters patent granted on any of said applications to assignee as owner of the entire right, title and interest in, to, and under the same.

The undersigned hereby grants the firm of JONES DAY the power to insert on this assignment any further identification which may be necessary or desirable in order to comply with the rules of the United States Patent and Trademark Office for recordation of this document.

IN WITNESS WHEREOF, this assignment has been executed below by the undersigned:

Date: Nov 24/03

Larry E. Hawker
Larry E. Hawker
561 Stone Path Court
Waterloo, Ontario N2T 2W6
CANADA

STATEMENT BY WITNESS

I, D. Scott MacIntosh, whose full Post Office address is

368 Otterbein Road, Kitchener, Ontario, Canada, N2B 3V9
(Address of Witness)

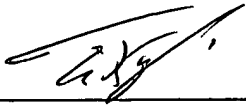
hereby declare that I was personally present and did see the above named person, personally known to me to be the person named in the assignment, duly sign and execute the same.

Date: November 24, 2003.

Scott MacIntosh
(Signature of Witness)

IN WITNESS WHEREOF, this assignment has been executed below by the undersigned:

Date: 25/Nov./2003



Timothy H. Kyowski
19 Childerhose Cres.
Brantford, Ontario, N3P 1Z8
CANADA

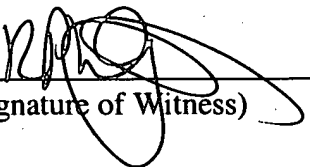
STATEMENT BY WITNESS

I, ROBERT PHILLIPS, whose full Post Office address is

260 LION'S CT, WATERLOO, ON
(Address of Witness)

hereby declare that I was personally present and did see the above named person, personally known to me to be the person named in the assignment, duly sign and execute the same.

Date: 25 Nov 2003



(Signature of Witness)

IN WITNESS WHEREOF, this assignment has been executed below by the undersigned:

Date: Nov 27, 03

Dan J.A. Toews
Dan J.A. Toews
45 Wallford Way
Nepean, Ontario K2E 6B7
CANADA

STATEMENT BY WITNESS

I, Dan J.A. Toews, whose full Post Office address is

45 Wallford Way Nepean Ont K2E 6B7
(Address of Witness)

hereby declare that I was personally present and did see the above named person, personally known to me to be the person named in the assignment, duly sign and execute the same.

Date: Nov. 27, 2003

Joanne E Cosgrave
(Signature of Witness)